GOVERNMENT OF INDIA
EXTERNAL AFFAIRS
LOK SABHA

UNSTARRED QUESTION NO:448
ANSWERED ON:25.07.2001
EXTRADITION TREATY WITH GERMANY
A. VENKATESH NAIK;ASHOK KUMAR PATEL;PADAMSEN CHAUDHARY

Will the Minister of EXTERNAL AFFAIRS be pleased to state:

(a) whether India and Germany have recently signed an Extradition Treaty;

(b) if so, the details thereof; and

(c) the date from which the above Treaty is likely to be effective?

Answer

MINISTER OF STATE FOR EXTERNAL AFFAIRS (SHRI OMAR ABDULLAH)

(a) & (b) An Extradition Treaty between India and Germany was signed at Berlinon 27th June, 2001. The salient features of the Treaty are as under:

(i) Any person who is accused of or convicted for an extraditable offence in the Requesting State and found in the Requested State may be extradited to the Requesting State.

(ii) Any offence punishable with imprisonment or deprivation of liberty for a period of one year or more will be an extraditable offence.

(iii) Extradition shall not be granted for political offences. The Treaty contains a list of offences which will not be considered as offences of a political character.

(iv) The Contracting States are not bound to extradite their own nationals,and they would be prosecuted by the Requested State in respect of the offence(s) in question.

(c) The Treaty takes effect 30 days after the exchange of instruments of ratification.